

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

WILLIAM F. DAVIS, III	)	C. A. No. 04-209-SLR
	)	
v.	)	TRIAL BY JURY OF
	)	TWELVE DEMANDED
CORRECTIONAL MEDICAL SERVICES,	)	
INC. (incorrectly designated as "Correctional	)	
Medical Systems"), <u>et al.</u>	)	
	)	

**MOTION OF DEFENDANT, CORRECTIONAL MEDICAL SERVICES, INC.**  
**(incorrectly designated as "CORRECTIONAL MEDICAL SYSTEMS") TO DISMISS**  
**PLAINTIFF'S COMPLAINT**

Defendant, Correctional Medical Services, Inc. (incorrectly designated as "Correctional Medical Systems") ("CMS"), through its undersigned attorneys, hereby moves for dismissal of plaintiff's Complaint for the reasons set forth in the accompanying Memorandum of Points and Authorities.

WHEREFORE, defendant, Correctional Medical Services, Inc. (incorrectly designated as "Correctional Medical Systems"), respectfully moves this Honorable Court to enter the attached Order, granting its Motion to Dismiss Plaintiff's Complaint.

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY: /s/ Kevin J. Connors  
Kevin J. Connors, Esquire #2135  
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Attorney for Defendant,  
Correctional Medical Services, Inc.  
(incorrectly designated as "Correctional  
Medical Systems")

Dated: March 3, 2006

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